

FEDERAL COMMUNICATIONS COMMISSION

**445 12th STREET SW
WASHINGTON DC 20554**

APR 15 2011

**MEDIA BUREAU
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
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Foothills Public Radio, Inc.
19 Boas Lane
Wilton, CT 06897

In re: WMEX(FM), Edgartown, MA
Foothills Public Radio, Inc.
Facility ID #175715
~~BMPED 20110405AAA~~

Dear Applicant:

This letter refers to the above-captioned minor change application to modify the effective radiated power, channel, antenna height and location.

An engineering study of the application reveals that it is in violation of 47 C.F.R. § 73.509 with respect to the co-channel Class A construction permit (BMPED-20090824AGX) for WJMF(FM), Smithfield, RI. Specifically, the proposed protected contour (60 dBu) receives overlap from the interfering contour (40 dBu) of WJMF. This overlap constitutes an acceptance defect.

In light of the above, Application BMPED-20110405AAA is unacceptable for filing pursuant to 47 C.F.R. § 73.3566(a) and is HEREBY DISMISSED. This action is taken pursuant to 47 C.F.R. § 0.283.

Sincerely,



Rodolfo F. Bonacci
Assistant Chief
Audio Division
Media Bureau

cc: Dennis Jackson